

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

Aero Transportation Products, Inc.,)	Case No. 06-0837-CV-W-JTM
)	
Plaintiff,)	Date: August 27, 2007
vs.)	
)	
Miner Enterprises Inc, and)	
Powerbrace Corp.,)	Page 1 of 1
)	
Defendants.)	

MINUTES OF MARKMAN HEARING

HONORABLE JOHN T. MAUGHMER presiding at Kansas City, Missouri.

=====

Nature of Proceeding: Markman hearing

Time Commenced: 10:02 a.m.	Time Terminated: 12:02 p.m.
	Total Time: 2 hrs

Plaintiff by: Victoria L. Smith
J. David Wharton

Defendants by: David I. Roche,
Dan Tallitsch

Exhibits Admitted/ Remarks:	<u>Witness Testifying</u>
10:04 Parties appear ready to proceed with hearing. 10:06 Plaintiff's counsel presents argument 10:40 Defendant's counsel presents argument 11:00 Recess 11:13 Defendant resumes presentation of argument 11:36 Plaintiff presents rebuttal argument 11:47 Defendant presents sur-rebuttal. 11:49 Recess 11:53 Court finds in favor of defendant Miner Enterprises with regard to construction of claim terms "generally square" and "ledgeless." Court requests that on or before August 31, 2007 defendant Miner Enterprises shall submit a proposed order consistent with the Court's expressed reasoning and findings at the close of the arguments. Plaintiff shall submit objections to proposed order on or before September 7, 2007.	

Court Recessed at: 12:02 p.m.

Court Reporter: Donna Turner

By: /s/ Pamela Alexander
Pamela Alexander, Law Clerk